

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

LINC-DROP, INC., A Nebraska  
Corporation;

Plaintiff,

vs.

CITY OF LINCOLN, et. al.;

Defendants.

**4:13CV3133**

**MEMORANDUM AND ORDER**

After conferring with the parties, and with their joint agreement,

IT IS ORDERED that the City's unopposed motion to continue, (Filing No. 12), is granted as follows:

- 1) The City will not enforce Nebraska Municipal Ordinance Number 19875, codified as LMC § 9.30, pending the court's consideration and ruling on plaintiff's pending motion for a preliminary injunction.
- 2) The briefing schedule on Plaintiff's Motion for Temporary Restraining Order and Preliminary Injunction Order, (Filing No. 3), is stayed pending further order of the court.
- 3) On or before August 2, 2013, the parties shall file an Abbreviated Rule 26(f) report, a copy of which is attached, which sets forth their joint proposal for further progression of this case.

July 22, 2013.

BY THE COURT:

s/ Cheryl R. Zwart

United States Magistrate Judge

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

vs.  
Plaintiff,

Defendant.

**ABBREVIATED  
RULE 26(f)  
REPORT**

The following attorneys conferred to prepare this Report:

**(Identify, for each party, the counsel who participated in preparing the Report).**

The parties discussed the case and jointly make the following report:

**CASE PROGRESSION:**

A. The proposed schedule below is for progression of this case to:

\_\_\_\_\_ A preliminary injunction submission or proceeding only.

\_\_\_\_\_ Trial.

B. Experts.

- 1) If expert witnesses are expected to provide testimony, counsel agree to at least **identify** such experts, by name and address, (i.e., without the full reports required by Rule 26(a)(2)), by \_\_\_\_\_.
- 2) Experts and, unless otherwise agreed, expert **reports** shall be served by \_\_\_\_\_. **Note:** The parties may agree on separate dates for the plaintiff(s) and the defendant(s).
- 3) Motions to exclude expert testimony on *Daubert* and related grounds will be filed by \_\_\_\_\_.

C. Discovery.

- 1) Written discovery under Rules 33 through 36 of the Federal Rules of Civil Procedure will be completed by \_\_\_\_\_.
- 2) Depositions, whether or not they are intended to be used at any evidentiary proceeding, will be completed by \_\_\_\_\_.

D. Other matters to which the parties stipulate and/or which the court should know or consider:

\_\_\_\_\_.

E. The next stage of this case, (whether by submission of evidence and briefs, preliminary hearing, or trial) will ready to proceed by: (month, year).

Dated: \_\_\_\_\_

\_\_\_\_\_  
Counsel for Plaintiff(s)

\_\_\_\_\_  
Counsel for Defendant(s)

CERTIFICATE OF SERVICE

I hereby certify that on \_\_\_\_\_, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following: \_\_\_\_\_, and I hereby certify that I have mailed by United States Postal Service the document to the following non CM/ECF participants: \_\_\_\_\_.

s/\_\_\_\_\_